

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

VASEK POSPISIL, NICHOLAS KYRGIOS,  
ANASTASIA RODIONOVA, NICOLE  
MELICHAR-MARTINEZ, SAISAI ZHENG,  
SORANA CÎRSTEA, JOHN-PATRICK  
SMITH, NOAH RUBIN, ALDILA SUTJIADI,  
VARVARA GRACHEVA, TENNYS  
SANDGREN, and REILLY OPELKA, on  
behalf of themselves and all others similarly  
situated,

-and-

THE PROFESSIONAL TENNIS PLAYERS  
ASSOCIATION,

Plaintiffs,

v.

ATP TOUR, INC., WTA TOUR, INC.,  
INTERNATIONAL TENNIS FEDERATION  
LTD., and INTERNATIONAL TENNIS  
INTEGRITY AGENCY LTD.,

Defendants.

Case No. 1:25-cv-02207-MMG

**DEFENDANTS' NOTICE OF MOTION  
TO DISMISS THE PROFESSIONAL  
TENNIS PLAYERS ASSOCIATION**

**ORAL ARGUMENT REQUESTED**

**PLEASE TAKE NOTICE** that upon the accompanying Memorandum of Law, dated May 20, 2025, and the annexed Declaration of Lawrence E. Buterman dated May 20, 2025, and upon the exhibits attached thereto, and upon all the pleadings and prior proceedings in this action, Defendants WTA Tour, Inc., ATP Tour, Inc., International Tennis Federation Ltd., and International Tennis Integrity Agency Ltd. (collectively, "Defendants"), by and through their undersigned attorneys, move this Court on behalf of Defendants before the Honorable Margaret M. Garnett, in Courtroom 906 of the United States District Court for the Southern District of New

York, Thurgood Marshall Courthouse, 40 Foley Square, New York, New York 10007 for an Order granting Defendants' Motion To Dismiss Plaintiff The Professional Tennis Players Association pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6).

**PLEASE TAKE FURTHER NOTICE** that Defendants request oral argument of the within motion.

Dated: May 20, 2025

Respectfully Submitted,

/s/ Lawrence E. Buterman

Lawrence E. Buterman  
**LATHAM & WATKINS LLP**  
1271 Avenue of the Americas  
New York, NY 10020  
Telephone: (212) 906-1200  
Facsimile: (212) 751-4864  
lawrence.buterman@lw.com

Amanda P. Reeves (admitted *pro hac vice*)

**LATHAM & WATKINS LLP**  
555 Eleventh Street, NW, Suite 1000  
Washington, D.C. 20004-1304  
Telephone: (202) 637-2200  
Facsimile: (202) 637-2201  
amanda.reeves@lw.com

Christopher S. Yates (admitted *pro hac vice*)

**LATHAM & WATKINS LLP**  
505 Montgomery Street, Suite 2000  
San Francisco, CA 94111  
Telephone: (415) 391-0600  
Facsimile: (415) 395-8157  
chris.yates@lw.com

*Counsel for Defendant WTA Tour, Inc.*

/s/ Bradley I. Ruskin\*

Bradley I. Ruskin  
Lee M. Popkin  
Jordan B. Leader  
**Proskauer Rose LLP**  
11 Times Square  
New York, NY 10036  
Telephone: (212) 969-3000  
bruskin@proskauer.com  
lpopkin@proskauer.com  
jleader@proskauer.com

Kyle A. Casazza  
**Proskauer Rose LLP**  
2029 Century Park East  
Suite 2400  
Los Angeles, CA 90067  
Telephone: (310) 284-5677  
kcasazza@proskauer.com

*Counsel for Defendant ATP Tour, Inc.*

/s/ Heather S. Nyong'o\*

Heather S. Nyong'o (admitted *pro hac vice*)  
**Cleary Gottlieb Steen & Hamilton LLP**  
650 California Street Suite 2400  
San Francisco, CA 94108  
(415) 796-4480  
hnyongo@cgsh.com

Joon H. Kim

**Cleary Gottlieb Steen & Hamilton LLP**  
One Liberty Plaza  
New York, New York 10006  
(212) 225-2000  
jkim@cgsh.com

Nowell D. Bamberger

(*pro hac vice* forthcoming)

**Cleary Gottlieb Steen & Hamilton LLP**  
2112 Pennsylvania Avenue, NW  
Washington, D.C. 20037  
(202) 974-1752  
nbamberger@cgsh.com

*Counsel for Defendant International Tennis  
Federation Ltd.*

\* /s/ signature used with consent in  
accordance with ECF Rule 8.5(b)

CC: All Counsel of Record (via ECF)

/s/ Heather P. Lamberg\*

**FRESHFIELDS US LLP**

Heather P. Lamberg (*pro hac vice*)  
Jan Rybnicek  
Constance Forkner  
700 13th Street NW, 10th Floor  
Washington, DC 20005  
Telephone: (202) 777-4797  
Fax: (202) 777-4555  
Email: heather.lamberg@freshfields.com  
Email: jan.rybnicek@freshfields.com  
Email: constance.forkner@freshfields.com

*Counsel for Defendant International Tennis  
Integrity Agency Ltd.*